

SECRETARY OF STATE Alvin A Jaeger

State of North Dakota 600 E Boulevard Ave Dept 108 Bismarck ND 58505-0500 ELECTIONS DIVISION (701) 328-4146



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Dear Members of the Armed Forces.

Hello, I'm Al Jaeger, North Dakota's Secretary of State and the state's chief election official.

Elections allow us to exercise one of our most fundamental rights – the right to vote. Elections give us a voice in our state and national politics, they encourage us to take an active interest in our schools and neighborhoods, and permit us to speak out on issues and causes of interest and importance.

In North Dakota, voting is made very easy through absentee voting and early voting. Voting is especially accessible in North Dakota since voters are not required to register before voting.

I encourage members of our armed forces to take advantage of the ease of voting in North Dakota during this election year! And, for those members who are not residents of North Dakota, I encourage you to participate in your home state through the absentee voting process.

Al Jaeger North Dakota Secretary of State

☑ Voter Qualifications

In order to vote in North Dakota, you must be:

- A U.S. citizen;
- At least 18 years old on the day of election;
- A resident of North Dakota; and
- A <u>resident</u> in the precinct for 30 days preceding the election.

☑ Determining Residence

Voting residence can be summed up simply by the following excerpt from an opinion issued by the North Dakota Attorney General in May of 1995. The opinion states, "The act of voting does not make a person a resident [of North Dakota]. Rather, a person must be a resident prior to voting."

For the purpose of voting, the term residence and voting residence are synonymous in North Dakota. They are one and the same. Every person has in law a residence. In determining the place of residence, the following rules must be observed.

- A person's residence is the place where one remains when not called elsewhere for labor or other special or temporary purpose, and to which he or she returns in seasons of repose;
- A person can only have one residence;
- A person's residence cannot be lost until another is gained;
- A person's residence can be changed only by the union of act and intent.

[Section 54-01-26 of the North Dakota Century Code]

☑ Choosing to Vote in North Dakota

By voting, military personnel stationed in North Dakota are indicating that they are residents of the state of North Dakota. Therefore, military personnel who wish to vote in North Dakota elections should be aware of the above residency requirements and the implications and obligations that may follow prior to voting. Among these implications and obligations may be a change in the military personnel's home state of record or the need to file North Dakota State Income Taxes. Military personnel who have questions about voting in North Dakota are encouraged to contact the voting assistance officer assigned to their unit or base for more information about voting in North Dakota.

✓ North Dakota....The Only State Without Voter Registration

North Dakota is the only state in the nation without some form of voter registration. Therefore, North Dakota voters have no preelection day registration requirements prior to voting.

✓ Voting in North Dakota

A large percentage of precincts in North Dakota maintain a list of voters who have voted in previous elections. When a voter approaches a polling location they are asked to provide an acceptable form of identification. Then the election board will attempt to locate the voter's name on the voting list. If the voter's name is on the list, the voter's name and address are verified and the voter is then allowed to vote. In precincts that do not maintain a list of voters the election board begins each Election Day with a blank poll book. As each voter's name and address are verified, a member of the election board enters the information into the poll book.

If the voter is not on the list, either because the voter is new to the precinct or for some other reason, or if the voter is suspected of not being a qualified elector of the precinct, the voter \underline{may} be challenged. As part of the challenge, the voter is asked to sign an affidavit swearing to the fact that he or she is a qualified elector of the precinct and therefore qualified to vote in the precinct. If the voter agrees to sign the affidavit, the voter must be allowed to vote. If the voter refuses to sign the affidavit, the voter \underline{may} be denied the right to vote.

☑ Challenging Voters

Any member of the election board may challenge the right of an individual to vote if the election board member has knowledge or has reason to believe the individual is not a qualified elector. A poll challenger may request members of the election board to challenge the right of an individual to vote if the poll challenger has knowledge or has reason to believe the individual is not a qualified elector of the precinct. A challenge may be based upon any one of the following:

- The individual offering to vote does not meet the age or citizenship requirements.
- The individual offering to vote has never voted in the precinct before, the name of the individual offering to vote does not appear in the pollbook generated from the central voter file, and the individual fails to provide reasonable evidence of residency in the precinct.
- 3. Except as provided in section 16.1-01-05, the individual offering to vote physically resides outside of the precinct.
- The individual offering to vote does not meet the residency requirements provided in section 16.1-01-04.
- The individual offering to vote fails or refuses to provide an appropriate form of identification as requested under subsection 3.

If after an election board member has requested that the individual offering to vote provide an appropriate form of identification to

address any of the voting eligibility concerns listed above. And the identification is not provided or does not adequately confirm the eligibility of the challenged individual, the challenged individual may not vote unless the challenged individual executes an affidavit, known as a Voter's Affidavit, acknowledged before the election inspector, that the challenged individual is a legally qualified elector of the precinct.

If a voter refuses to sign an affidavit, and is therefore denied the right to vote, as a practical matter he or she may attempt to prove his or her qualifications by providing additional information (e.g. ID, phone bill, tax record, support of a qualified elector, etc.)

Falsely swearing to be a qualified elector is a class A misdemeanor and carries a maximum penalty of one-year imprisonment, a fine of \$2,000, or both. When completing the affidavit, a voter is made aware of these penalties along with the fact that affidavits are subject to review by the County Auditor and County State's Attorney for further investigation.

Military personnel stationed in North Dakota who are residents of the state and choose to vote in North Dakota should not be alarmed if they are challenged at the polls. The challenge process is not intended to be a threatening encounter or a form of intimidation. Rather, the challenge process is a normal component of the Election Day process in North Dakota. Absent voter registration, the challenge process is the only safeguard election boards can rely upon to screen persons wishing to vote in North Dakota.

☑ Voting Absentee in North Dakota

Absentee voting is also very easy in North Dakota. Absentee ballots may be made available to those who:

- are qualified electors wishing to vote absentee prior to the date of the election;
- are members of the armed forces of the United States;
- are members of the merchant marine;
- · are physically disabled.

To apply for an absentee ballot an applicant must apply for an absent voter's ballot on a blank furnished by the proper officer of the county, city, or school district that the applicant is an elector, or on any blank containing the following information:

- the applicant's name;
- · the applicant's voting address;
- the applicant's mailing address;
- the applicant's current home telephone number;
- the election for which the ballot is being requested;
- the date of the request;
- an affirmation that the applicant has resided in the precinct for at least thirty days;
- the applicant's signature.
- · voter's precinct or voting location if known

Qualified electors are not required to provide a reason for requesting an absent voter's ballot.

Applications for absentee ballots may be delivered to the appropriate county auditor by mail, in person, or by fax. Certain overseas military personnel and citizens may also receive and return voted ballots by fax according to North Dakota law. For more information, please consult with your voting assistance officer, the Secretary of State's office, or your county auditor.

According to North Dakota law, absentee ballots are to be made available by the 40th day before the election. Absentee ballots must be returned and postmarked by the day before the election. Absentee ballots may not be issued on the day of the election.

Military personnel interested in voting absentee in another state should contact the voting assistance officer assigned to their unit or

base to learn about voter registration and absentee voting laws, procedures, deadlines, and forms in the other states and territories.

☑ Sources and Contacts for Military Voters

Members of the armed services stationed in North Dakota who have questions about voting have many resources to look to for guidance.

Voting Assistance Officers

The best and most accessible resource concerning voting available to military personnel is the voting assistance officers assigned to each unit or base. These individuals are trained to respond to the many voting and residency related questions that arise.

Federal Voting Assistance Program

 Toll Free
 (800)438-8683

 Web Site
 www.fvap.gov

 E-mail
 vote@fvap.ncr.gov

Another valuable resource for all military personnel is the Federal Voting Assistance Program administered by the Secretary of Defense. The FVAP has three distinct goals. These are to:

- Inform and educate U.S. citizens worldwide of their right to vote:
- 1. Foster voting participation; and
- Protect the integrity of, and simultaneously enhance, the electoral process at the Federal, State and local levels.

The FVAP's web site is especially helpful for military voters. The site contains information on voting procedures in the various states and includes voter registration and absentee voting deadlines and forms for military personnel to complete and return.

North Dakota Secretary of State, Elections Division

 Toll Free
 (800)352-0867. ext. 8-4146

 Web Site
 www.state.nd.us/sec

 E-mail
 soselect@state.nd.us

The North Dakota Secretary of State serves as North Dakota's chief election official. The Elections Division is ultimately responsible for carrying out and overseeing election laws and procedures throughout the state and its various political subdivisions.

As with the FVAP, the North Dakota Secretary of State's office also maintains a web site containing valuable information for voters, candidates, and the general public. The site also includes contact information for the state's 53 county election officials (County Auditors) along with absentee ballot applications and other useful election related pamphlets and forms applicable to North Dakota.

North Dakota's County Auditors

North Dakota's 53 county auditors serve as the chief election officials of the various counties. For the most part, these are the officials that you apply for and receive absentee ballots from. Contact information for North Dakota's county auditors may be obtained from the Secretary of State's office at 1-800-352-0867 or the Secretary of State's web site at www.state.nd.us/sec.

☑ How to Vote by Absentee Ballot

Whether you are stationed within the United States or overseas, voting by absentee ballot involves extra time. For this reason, please request your ballot as soon as you know that you will need to vote absentee.

 An application for an absent voter's ballot is available on the Secretary of State's website at <u>www.state.nd.us/sec</u> in the Elections and Voting link under the voting subsection. Send this application either by mail or fax to your county auditor. (ND county auditor contact information is included with this document. Please see next page.)

Stationed Overseas

 North Dakota residents living or stationed outside the United States need only to inform their county auditor that they would like to receive an absentee ballot. (ND county auditor contact information is included with this document.

Adams County Auditor Patricia (Pat) Carroll 602 Adams Ave Box 589 Hettinger ND 58639-0589 701-567-4363 - phone 701-567-2910 - fax pcarroll@state.nd.us

Barnes County Auditor Edward McGough 230 4th Street NW, Room 202 Valley City ND 58072-2947 701-845-8500 - phone 701-845-8548 - fax emcgough@co.barnes.nd.us

Benson County Auditor Bonnie (Howard) Erickson 311 B Ave S Box 206 Minnewaukan ND 58351-0206 701-473-5340 - phone 701-473-5571 - fax bserickson@state.nd.us

Billings County Auditor Sydney Hegge Box 168 Medora ND 58645-0168 701-623-4377 - phone 701-623-4896 - fax auditor@midstate.net

Bottineau County Auditor Mae Streich 314 W 5th Street Bottineau ND 58318-1204 701-228-2225 - phone 701-228-3658 - fax mstreich@.state.nd.us

Bowman County Auditor Sandi Tivis 104 1st St NW Box 439 Bowman ND 58623-0439 701-523-3130 - phone 701-523-5443 - fax stivis@state.nd.us

Burke County Auditor Teri Baumann 103 Main St SE PO Box 310 Bowbells ND 58721-0310 701-377-2861 - phone 701-377-2020 - fax tbaumann@.state.nd.us

Burleigh County Auditor Kevin Glatt 221 N 5th St PO Box 5518 Bismarck ND 58506-5518 701-222-6718 - phone 701-222-7528 - fax kglatt@.state.nd.us Please see next page.) When requesting the ballot, please include the following:

- your current mailing address
- · your North Dakota residential address

☑ ND County Auditor's Contact Information

The following is a listing of our 53 county auditors and their contact information. They want to help you to have a voice in government.

Cass County Auditor Michael Montplaisir 211 9th St S PO Box 2806 Fargo ND 58108-2806 701-241-5601 - phone 701-241-5728 - fax montplaisir@co.cass.nd.us

Cavalier County Auditor Dawn Roppel 901 3rd Street, Ste 15 Langdon ND 58249-2457 701-256-2229 - phone 701-256-2546 - fax droppel@state.nd.us

Dickey County Auditor Larry Hoffman 309 N 2nd St Box 215 Ellendale ND 58436-0215 701-349-3249 ext. 3 - phone 701-349-4639 - fax Ihoffman@.state.nd.us

Divide County Auditor Gayle Jastrzebski PO Box 49 Crosby ND 58730-0049 701-965-6351 - phone 701-965-6943 - fax dcaudtr@nccray.com

Dunn County Auditor Reinhard Hauck PO Box 105 Manning ND 58642-0105 701-573-4448 - phone 701-573-4444 - fax rehauck@.state.nd.us

Eddy County Auditor
Darlene Haugen
524 Central Avenue
New Rockford ND 58356-1698
701-947-2434 - phone
701-947-2279 - fax
dyhaugen@.state.nd.us

Emmons County Auditor Anna Mary Dockter PO Box 129 Linton ND 58552-0129 701-254-4807 - phone 701-254-4012 - fax amdockte@.state.nd.us

Foster County Auditor Roger Schlotman 474 10th Ave N Box 104 Carrington ND 58421-0104 701-652-2441 - phone 701-652-2173 - fax rschlotm@.state.nd.us Golden Valley County Auditor Cecilia Stedman Box 67 Beach ND 58621-0067 701-872-4331 - phone 701-872-4383 - fax cstedman@midstate.net

Grand Forks County Auditor Debbie Nelson 151 S 4th PO Box 5726 Grand Forks ND 58206-5726 701-780-8200 - phone 701-780-8207 - fax debbie.nelson@dfcounty.com

Grant County Auditor Audrey Diehl Courthouse Box 227 Carson ND 58529-0227 701-622-3275 - phone 701-622-3005 - fax adiehl@state.nd.us

Griggs County Auditor
Cindy Anton
808 Rollin Ave SW
Box 511
Cooperstown ND 58425-0511
701-797-3117 - phone
701-797-3587 - fax
canton@state.nd.us

Hettinger County Auditor Roy Steiner Box 668 Mott ND 58646-0668 701-824-2515 - phone 701-824-2717 - fax rsteiner@.state.nd.us

Kidder County Auditor Ruth Graf 120 E Broadway PO Box 167 Steele ND 58482-0167 701-475-2632 - phone 701-475-2202 - fax rgraf@state.nd.us

LaMoure County Auditor Michial Johnson Box 128 Lamoure ND 58458-0128 701-883-5301 - phone 701-883-5304 - fax mijohnso@.state.nd.us

Logan County Auditor Blanche Schumacher 301 Broadway Napoleon ND 58561-7010 701-754-2425 - phone 701-754-2280 - fax baschuma@state.nd.us McHenry County Auditor Darlene Koble 407 S Main Box 147 Towner ND 58788-0147 701-537-5724 - phone 701-537-5969 - fax mailto:dkoble@.state.nd.us

McIntosh County Auditor Gina Ketterling 112 1st NE PO Box D Ashley ND 58413-0019 701-288-3347 - phone 701-288-3671 - fax gketterl@state.nd.us

McKenzie County Auditor Frances Olson 201 5th St W Box 543 Watford City ND 58854-0543 701-444-3616 - phone 701-444-4113 - fax folson@4eyes.net

McLean County Auditor Marlan Hvinden PO Box 1108 Washburn ND 58577-1108 701-462-8541 - phone 701-462-3542 - fax mcleanco@washburn.ctctel.com

Mercer County Auditor Sandy Bohrer 1021 Arthur St PO Box 39 Stanton ND 58571-0039 701-745-3292 - phone 701-745-3793 - fax sbohrer@.state.nd.us

Morton County Auditor Paul Trauger 210 2nd Avenue NW Mandan ND 58554-3158 701-667-3300 - phone 701-667-3453 - fax ptrauger@_state.nd.us

Mountrail County Auditor Karen Eliason PO Box 69 Stanley ND 58784-0069 701-628-2145 - phone 701-628-3975 - fax karene@co.mountrail.nd.us

Nelson County Auditor Jack Davidson 210 B Ave W Ste 201 Lakota ND 58344-7410 701-247-2463 - phone 701-247-2754 - fax wdavidso@.state.nd.us

Oliver County Auditor Barbara Fleming 115 West Main Box 188 Center ND 58530-0188 701-794-8721 - phone 701-794-3476 - fax bfleming@state.nd.us Pembina County Auditor Dorothy Robinson 301 Dakota Street West #1 Cavalier ND 58220-4100 701-265-4231 - phone 701-265-4876 - fax drobinso@.state.nd.us

Pierce County Auditor Karin Fursather 240 SE 2nd Street Rugby ND 58368-1897 701-776-5225 - phone 701-776-5707 - fax kfursath@.state.nd.us

Ramsey County Auditor Elizabeth Fischer 524 4th Avenue Unit 6 Devils Lake ND 58301 701-662-7007 - phone 701-662-7049 - fax befische@state.nd.us

Ransom County Auditor Connie Gilbert PO Box 668 Lisbon ND 58054-0668 701-683-5823 - phone 701-683-5827 - fax cgilbert@.state.nd.us

Renville County Auditor Susan Ritter PO Box 68 Mohall ND 58761-0068 701-756-6301 - phone 701-756-7158 - fax ritter@.state.nd.us

Richland County Auditor Harris Bailey 418 2nd Avenue N Wahpeton ND 58075-4400 701-642-7700 - phone 701-642-7701 - fax hbailey@state.nd.us

Rolette County Auditor Val McCloud Box 939 Rolla ND 58367-0939 701-477-5665 - phone 701-477-6339 - fax vmccloud@state.nd.us

Sargent County Auditor Sherry Hosford Box 177 Forman ND 58032-0177 701-724-6241 - phone 701-724-6244 - fax shosford@.state.nd.us

Sheridan County Auditor Shirley Murray Box 439 McClusky ND 58463-0439 701-363-2205 - phone 701-363-2953 - fax smurray@.state.nd.us

Sioux County Auditor Barbara Hettich Box L Fort Yates ND 58538-0529 701-854-3481 - phone 701-854-3854 - fax bhettich@.state.nd.us Slope County Auditor Renita Braun Box NN Amidon ND 58620-0449 701-879-6276 - phone 701-879-6278 - fax rbraun@.state.nd.us

Stark County Auditor Alice Schulz Box 130 Dickinson ND 58602-0130 701-456-7630 - phone 701-456-7634 - fax aschulz@state.nd.us

Steele County Auditor Linda Leadbetter Box 275 Finley ND 58230-0275 701-524-2110 - phone 701-524-1715 - fax lleadbet@.state.nd.us

Stutsman County Auditor Lary Olson 511 2nd Avenue SE Jamestown ND 58401-4299 701-252-9035 - phone 701-251-1603 - fax ljolson@.state.nd.us

Towner County Auditor Verna Martz 315 2nd St PO Box 603 Cando ND 58324-0603 701-968-4340 - phone 701-968-4342 - fax vmartz@.state.nd.us

Traill County Auditor Rebecca Braaten 114 W Caledonia Box 429 Hillsboro ND 58045-0429 701-636-4458 - phone 701-636-5418 - fax rbraaten@.state.nd.us

Walsh County Auditor Sharon Kinsala 600 Cooper Avenue Grafton ND 58237-1535 701-352-2851 - phone 701-352-1104 - fax skinsala@state.nd.us

Ward County Auditor Dave Senger 315 3rd Street SE PO Box 5005 Minot ND 58702-5005 701-857-6420 - phone 701-857-6424 - fax auditor@www.co.ward.nd.us

Wells County Auditor Janell Rudel 700 Railway St N PO Box 37 Fessenden ND 58438-0037 701-547-3521 - phone 701-547-3719 - fax irudel@.state.nd.us

Williams County Auditor Beth Innis 205 E Broadway Box 2047 Williston ND 58802-2047 701-577-4500 - phone 701-577-4510 - fax bethi@co.williams.nd.us